

STATE OF ILLINOIS
ILLINOIS COMMERCE COMMISSION

**El Paso Telephone Company and Illinois
SMSA Limited Partnership d/b/a Verizon
Wireless, Chicago 10 MHz LLC d/b/a
Verizon Wireless and Cellco Partnership
d/b/a Verizon Wireless**

07-0306

**Joint Petition for Approval of Negotiated
Interconnection Agreement pursuant to
47 U.S.C. § 252.**

ORDER

By the Commission:

On May 14, 2007, El Paso Telephone Company ("El Paso") and Illinois SMSA Limited Partnership d/b/a Verizon Wireless, Chicago 10 MHz LLC d/b/a Verizon Wireless and Cellco Partnership d/b/a Verizon Wireless (collectively "Verizon Wireless"), jointly petitioned the Illinois Commerce Commission ("Commission") for approval of their Interconnection Agreement (the "Agreement"), under Section 252 of the Telecommunications Act of 1996 (47 U.S.C. 252) (the "Act"). The Agreement was submitted with the Petition. A statement in support of the Petition also was filed, along with verifications by witnesses on behalf of El Paso and Verizon Wireless, stating that the facts contained in the Petition are true and correct to the best of their knowledge, information, and belief. No other parties sought to intervene.

Section 252(a)(1) of the Act allows parties to enter into negotiated agreements regarding requests for interconnection services or network elements, as well as amendments thereto. El Paso and Verizon Wireless have negotiated such an Agreement and submitted it for approval pursuant to Section 252(e)(1). The agreement establishes terms and conditions related to traffic termination between El Paso and Verizon Wireless.

Section 252(e)(2) provides that the State Commission may only reject the negotiated agreement if it finds that "the agreement (or portion thereof) discriminates against a telecommunications carrier not a party to the agreement" or that "the implementation of such agreement or portion is not consistent with the public interest, convenience, and necessity." After reviewing the instant Agreement in that context, the Staff of the Commission stated that it did not find any portion to be discriminatory or contrary to the public interest, and therefore did not object to its approval.

The Commission, having reviewed the entire record and being fully advised in the premises, is of the opinion and finds that:

- (1) El Paso Telephone Company and Illinois SMSA Limited Partnership d/b/a Verizon Wireless, Chicago 10 MHz LLC d/b/a Verizon Wireless and Cellco Partnership d/b/a Verizon Wireless are telecommunications carriers as defined by Section 13-202 of the Public Utilities Act;
- (2) the Commission has jurisdiction over the parties hereto and the subject matter hereof;
- (3) the recitals of fact and conclusions reached in the prefatory portion of this Order are hereby adopted as findings of fact;
- (4) pursuant to Section 252(e) of the Telecommunications Act of 1996, El Paso and Verizon Wireless have jointly petitioned the Commission for approval of the Interconnection Agreement pursuant to 47 U.S.C. § 252;
- (5) there is no objection or allegation that the Agreement between El Paso and Verizon Wireless is discriminatory against a telecommunications carrier not a party to the Agreement, or is otherwise contrary to the public interest;
- (6) the Agreement therefore should be approved as hereinafter set forth, provided that such approval shall not have any precedential effect on any future negotiated agreements or Commission Orders;
- (7) within five (5) days of approval by the Commission, El Paso should implement the Agreement by filing with the Chief Clerk of the Commission a verified statement that the approved Agreement is the same as that filed with the verified Petition. The Chief Clerk shall place the Agreement on the Commission's website under Interconnection Agreements;
- (8) El Paso should also place replacement sheets in its tariffs, located at Ill.C.C. No. 14 Section 14.

IT IS THEREFORE ORDERED by the Illinois Commerce Commission that the Interconnection Agreement pursuant to 47 U.S.C. § 252, between El Paso Telephone Company and Illinois SMSA Limited Partnership d/b/a Verizon Wireless, Chicago 10 MHz LLC d/b/a Verizon Wireless and Cellco Partnership d/b/a Verizon Wireless is approved pursuant to Section 252(e) of the Telecommunications Act of 1996.

IT IS FURTHER ORDERED that, within five (5) days of the date of this Order, El Paso shall file with the Chief Clerk of the Commission a verified statement that the approved Agreement is the same as that filed with the verified Petition and shall place replacement sheets in its tariffs, located at Ill.C.C. No. 14 Section 14.

IT IS FURTHER ORDERED that this Order is final; it is not subject to the Administrative Review Law.

By Order of the Commission this 27th day of June, 2007.

(SIGNED) CHARLES E. BOX

Chairman